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10
11 **UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA**
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14 DARREN GILBERT,
15
16 Plaintiff,
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18 vs.

19 DOCTOR'S CHOICE MODESTO LLC, et al.,
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21 Defendants.

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No. 1:21-cv-00690-AWI-SAB

**PLAINTIFF'S NOTICE OF MOTION
AND MOTION FOR LEAVE TO FILE
FIRST AMENDED COMPLAINT**

Date: January 31, 2022
Time: 1:30 p.m.
Courtroom: 2, 8th Floor
Senior District Judge Anthony W. Ishii

1 **PLEASE TAKE NOTICE** that on January 31, 2022 at 1:30 p.m., or as soon thereafter
2 as the matter may be heard, in Courtroom 2 of the United States District Court, located at 2500
3 Tulare Street, 8th Floor, in Fresno, California, before U.S. Senior District Judge Anthony W.
4 Ishii, Plaintiff, Darren Gilbert (“Plaintiff”), will move this Court for an Order granting Plaintiff
5 leave to file his First Amended Complaint pursuant to Rule 15 of the Federal Rules of Civil
6 Procedure. Plaintiff seeks leave to amend his complaint in order to include in his request for an
7 injunction all conditions which exist at the subject property and that prevent his full and equal
8 access thereto, as more particularly set forth in the moving papers submitted and filed
9 herewith.

10 The motion will be based on this Notice of Motion and Motion, the Memorandum of
11 Points and Authorities, the Declaration of Tanya E. Moore, the [Proposed] First Amended
12 Complaint, and the [Proposed] Order filed herewith, on all of the files and records of this
13 action, and on any additional material that may be presented at the hearing of this motion.

14
15 Dated: December 15, 2021

MOORE LAW FIRM, P.C.

16
17 /s/ Tanya E. Moore

Tanya E. Moore
Attorney for Plaintiff
Darren Gilbert